

# MANDATE

S.D.N.Y.-N.Y.C.  
13-cv-6794  
McMahon, J.

United States Court of Appeals  
FOR THE  
SECOND CIRCUIT

At a stated term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 26<sup>th</sup> day of February, two thousand fifteen.

Present:

Ralph K. Winter,  
Rosemary S. Pooler,  
Robert D. Sack,  
*Circuit Judges.*

USDC SDNY  
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John Andries Bal, Jr.,

*Plaintiff-Appellant,*

v.

14-4547

ITEX Corporation, et al.,

*Defendants-Appellees,*

Law Office of Frankfurt Kurnit Klein & Selz PC, et al.,

*Defendants.*

Appellant, pro se, moves for leave to proceed *in forma pauperis*. Upon due consideration, it is hereby ORDERED that the motion is DENIED and the appeal is DISMISSED because it “lacks an arguable basis either in law or in fact.” *Neitzke v. Williams*, 490 U.S. 319, 325 (1989); *see also* 28 U.S.C. § 1915(e).

FOR THE COURT:  
Catherine O'Hagan Wolfe, Clerk

A True Copy

Catherine O'Hagan Wolfe, Clerk

United States Court of Appeals, Second Circuit

*Catherine O'Hagan Wolfe*



*Catherine O'Hagan Wolfe*

MANDATE ISSUED ON 05/20/2015